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8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA  
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11 DINO M. GENTILE,

12 Petitioner,

13 vs.

14 J. FOX, Warden,

15 Respondent.  
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Case No. CV 14-1726-GAF (RNB)

ORDER ACCEPTING FINDINGS  
AND RECOMMENDATIONS  
OF UNITED STATES  
MAGISTRATE JUDGE

18 Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, records  
19 on file herein, and the Report and Recommendation of the United States Magistrate  
20 Judge. Further, the Court has engaged in a de novo review of those portions of the  
21 Report and Recommendation to which objections have been made. The Court accepts  
22 the findings and recommendations of the Magistrate Judge.

23 IT THEREFORE IS ORDERED that (1) respondent's Motion to Dismiss  
24 is granted; and (2) Judgment be entered summarily dismissing this action without  
25 prejudice for lack of subject matter jurisdiction.

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27 DATED: 8/7/14

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GARY A. FLESS  
UNITED STATES DISTRICT JUDGE